

Attorney Docket No.: 14116-
Client Ref. No.:

PTO/SB/01A (10-00)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION (37 CFR 1.60) FOR UTILITY OR DESIGN APPLICATION
USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or
☒ Application No. 09/858,305, filed on May 15, 2001,
☐ as amended on _____ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/ we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)

Inventor one David L. Baldwin Date: 14 August 2001

Signature: David L. Baldwin Citizen of: USA

Inventor two Alexander J. Nagy Date: 8/15/01

Signature: Alexander J. Nagy Citizen of: USA

Inventor three Jeffrey A. Hawthorne Date: 8/14/2001

Signature: Jeffrey A. Hawthorne Citizen of: USA

Inventor four Jeffrey P. Sample Date: 8/6/2001

Signature: Jeffrey P. Sample Citizen of: USA

☒ Additional inventors are being named on one additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231. PA 3145652 v1

Please type a plus sign (+) inside this box ➔




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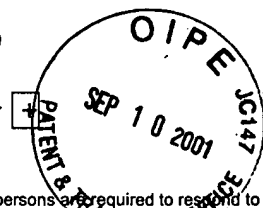
DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page 1 of 1
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Thanh V.		Dang	
Inventor's Signature 		8/14/01 Date	
Residence: City	State	Country	Citizenship USA
Mailing Address			
Mailing Address			
City	State	ZIP	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PA 3145659 v1

Please type a plus sign (+) inside this box →



PTO/SB/81 (02-01)
Approved for use through 10/31/2002. OMB 0651-0035
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

POWER OF ATTORNEY OR AUTHORIZATION OF AGENT	Application Number	09/858,305
	Filing Date	May 15, 2001
	First Named Inventor	Baldwin, David L., et al.
	Title	Sensing Head Positioning System Using Two-Stage Offset Air Bearings
	Group Art Unit	2837
	Examiner Name	Unassigned
	Attorney Docket Number	14116-61.10

I hereby appoint:

☒ Practitioners at Customer Number **20350** → **Place Customer Number Bar Code Label here**

☐ OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

OR

☐ Practitioners at Customer Number →

<input checked="" type="checkbox"/> Firm or Individual Name	Kenneth R. Allen				
Address	Townsend and Townsend and Crew LLP				
Address	Two Embarcadero Center, 8th Floor				
City	San Francisco	State	California	ZIP	94111
Country	USA				
Telephone	(650) 326-2400	Fax	(650) 326-2422		

I am the:

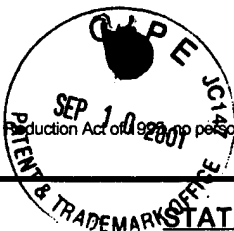
☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record	
Name	William K. Pratt, Ph.D.
Signature	<i>William K. Pratt</i>
Date	<i>Aug. 6, 2001</i>

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.



STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: David L. Baldwin et al.

Application No./Patent No.: 09/858,305

Filed/Issue Date: May 15, 2001

Entitled: SENSING HEAD POSITIONING SYSTEM USING TWO-STAGE OFFSET AIR BEARINGS

Photon Dynamics, Inc., a California Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To : _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To : _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To : _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Aug. 6, 2001
Date

William K. Pratt
Signature

William K. Pratt, Ph.D.

Typed or printed name

CTO of Hardware and Software

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

COPY

Attorney Docket No.: 14116-61.10

ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, David L. Baldwin, 1439 Tartarian Way, San Jose, CA 95129; Alexander J. Nagy, 16 Ridge Lane, Santa Cruz, CA 95060; Jeffrey A. Hawthorne, 122 6th Avenue, San Francisco, CA 94118; Jeffrey P. Sample, 2006 Skyline Drive, Milpitas, CA 95035; Thanh V. Dang, 846 Beaver Creek Way, San Jose, CA 95133; hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: SENSING HEAD POSITIONING SYSTEM USING TWO-STAGE OFFSET AIR BEARINGS

Date(s) of execution of Declaration: August 14, 2001, August 15, 2001, August 14, 2001
August 6, 2001 and August 14, 2001

Filing Date: May 15, 2001

Application No.: 09/858,305; and

WHEREAS, Photon Dynamics, Inc., a corporation of the state of California, located at 6325 San Ignacio Avenue, San Jose, CA, 95119, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignors hereby authorize and request Townsend and Townsend and Crew LLP, Two Embarcadero Center, 8th Floor, San Francisco, CA 94111-3834, to insert herein above the application number and filing date of said application when known.

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

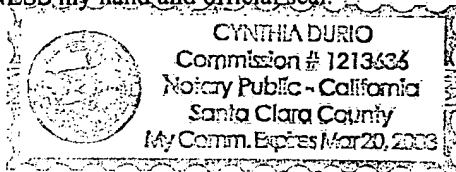
Dated: 14 August 2001

David L. Baldwin
David L. Baldwin

STATE OF CALIFORNIA)
)
COUNTY OF California) ss.

On August 14, 2001, before me, Cynthia Durio, Notary Public
personally appeared David L. Baldwin, personally known to me (or proved to me on the basis of
satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me
that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the
person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Cynthia Durio
NOTARY PUBLIC

My Commission Expires: March 20, 2003

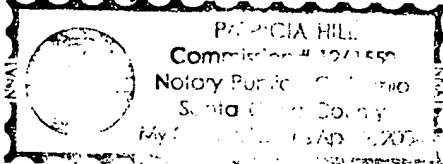
Dated: August 15, 2001

Alexander J. Nagy
Alexander J. Nagy

STATE OF CALIFORNIA)
)
COUNTY OF Santa Clara) ss.

On Aug 15, 2001, before me, Patricia Hill, Notary Public
personally appeared Alexander J. Nagy, personally known to me (or proved to me on the
basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and
acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on
the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

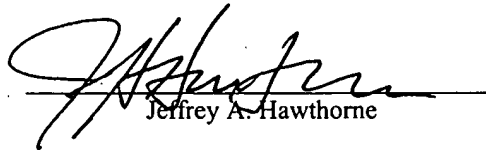
WITNESS my hand and official seal.



Patricia Hill
NOTARY PUBLIC

My Commission Expires: April 22 2004

Dated: 8/14/2001

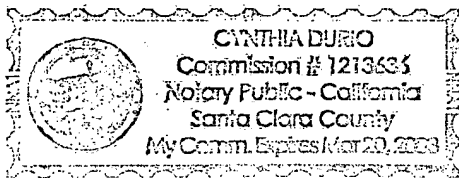

Jeffrey A. Hawthorne

STATE OF CALIFORNIA)
COUNTY OF Santa Clara)

ss.

On August 14, 2001, before me, Cynthia Durio, Notary Public, personally appeared Jeffrey A. Hawthorne, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

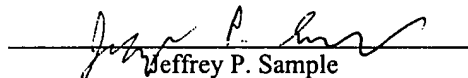
WITNESS my hand and official seal.




NOTARY PUBLIC

My Commission Expires: March 20, 2003

Dated: 8/6/2001


Jeffrey P. Sample

STATE OF CALIFORNIA)
COUNTY OF Santa Clara)

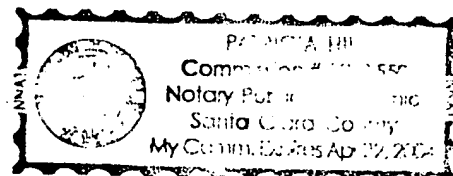
ss.

On Aug 6, 2001, before me, Patricia Hill, Notary Public, personally appeared Jeffrey P. Sample, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.


NOTARY PUBLIC

My Commission Expires: April 22, 2004



Dated: 8-14-01

Thanh V. Dang
Thanh V. Dang

STATE OF CALIFORNIA)
)
COUNTY OF Santa Clara) ss.

On August 14, 2001, before me, Patricia Hill, Notary Public, personally appeared Thanh V. Dang, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Patricia Hill
NOTARY PUBLIC

My Commission Expires: April 22, 2004

PA 3159218 v1

